

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

**KYLE BENGSTON,**

)

)

**Plaintiff,**

)

)

**vs.**

) **3:06-cv-00569-SRW**

)

**DAVID BAZEMORE, O. D., AND**

)

**WAL-MART STORES, INC.,**

)

)

**Defendants.**

)

**APPEARANCE OF COUNSEL**

COMES NOW Phillip E. Adams, Jr., Matthew W. White and Blake L. Oliver, of the law firm of Adams, Umbach, Davidson & White LLP, and file herein this firm's appearance as attorney for the Defendants, David Bazemore, O.D. and Wal-Mart Stores, Inc., in this case.

ADAMS,UMBACH, DAVIDSON & WHITE LLP

BY: /s/ Phillip E. Adams, Jr.  
PHILLIP E. ADAMS, JR. (ADA025)

BY: /s/ Matthew W. White  
MATTHEW W. WHITE (WHI086)

BY: /s/ Blake L. Oliver  
BLAKE L. OLIVER (OLI020)  
Attorneys for Defendants  
P. O. Box 2069  
Opelika, AL 36803-2069

CERTIFICATE OF SERVICE

I do hereby certify that I have this day served a true and correct copy of the above and foregoing Appearance on David W. Adams, Esq., the Newman Law Firm, Park Plaza, Ste. 150, 178 South Main Street, Alpharetta, GA 30004, by mailing a copy of same to him in the United States mail, postage prepaid at the above address.

This the 31<sup>st</sup> day of August, 2006..

/s/ Phillip E. Adams, Jr.

Of Counsel for Defendants